

**LAP13 Rec'd PCT/PTO 17 JAN 2007**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Oyelere et al.  
SERIAL NUMBER: 10/577,903 EXAMINER: Not Yet Assigned  
FILING DATE: May 1, 2006 ART UNIT: Not Yet Assigned  
FOR: BIFUNCTIONAL MACROLIDE HETEROCYCLIC COMPOUNDS AND  
METHODS OF MAKING AND USING THE SAME

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

In response to the Notification of Missing Requirements mailed on October 31, 2006, Applicants submit an executed Combined Declaration and Power of Attorney document (4 pgs.), Check No. 23690 in the amount of \$65.00 as payment for late submission of the Oath/Declaration of the inventors, a Petition for a One-Month Extension of Time (1 pg.), Check No. 23691 in the amount of \$60.00 as payment for extension fee, and a return postcard. With the one-month extension, this response is due on or before January 31, 2007. This application is entitled to claim small entity status.

Although Applicants believe no additional fees are due with this submission, the Commissioner is hereby authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 26505-502 NATL.

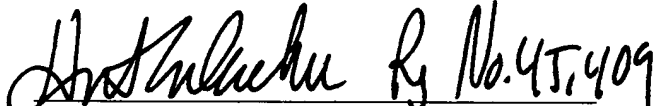
01/22/2007 MKAYPAGH 00000022 10577903

01 FC:2617 65.00 OP

01/22/2007 MKAYPAGH 00000038 10577903

01 FC:2251 60.00 OP

Respectfully submitted,

  
Ivor R. Elrifi, Reg. No. 39,529  
Attorney for Applicant  
c/o MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY and POPEO, P.C.  
Tel.: (617) 542-6000  
Fax : (617) 542-2241  
Customer No. 30623

Date: January 17, 2007

Express Mail Label No.: EV 978 770 845 US  
Date of Deposit: January 17, 2007

Attorney Docket No. 26505-502 NATL

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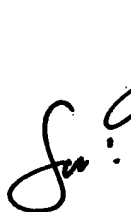
TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

1. Response to Notification of Missing Requirements (1 pg);
2. Copy of Notification of Missing Requirements (2 pgs.);
3. Combined Declaration and Power of Attorney (4 pgs.);
4. Check No. 23690 in the amount of \$65.00;
5. Check No. 23691 in the amount of \$60.00; and
6. Return Postcard.

Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 26505-502 NATL. A duplicate copy of this Transmittal is enclosed.

Respectfully submitted,

 Ivor R. Elrifi, Reg. No. 39,529  
Attorney for Applicant  
c/o MINTZ, LEVIN, COHN, FERRIS,  
GLOVSKY and POPEO, P.C.  
Tel.: (617) 542-6000  
Fax : (617) 542-2241  
Customer No. 30623

Date: January 17, 2007



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/577,903	Adegboyega Oyelere	26505-502 NATL

INTERNATIONAL APPLICATION NO.
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PCT/US04/36146

I.A. FILING DATE	PRIORITY DATE
10/29/2004	10/30/2003

Ivor R Elrifi  
 Mintz Levin Cohn Ferris  
 Glovsky and Pepeo  
 One Financial Center  
 Boston, MA 02111

CONFIRMATION NO. 5426

371 FORMALITIES LETTER



\*OC000000021037089\*

Date Mailed: 10/31/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/01/2006
- Copy of the International Search Report filed on 05/01/2006
- Preliminary Amendments filed on 05/01/2006
- U.S. Basic National Fees filed on 05/01/2006
- Assignment filed on 05/01/2006
- Priority Documents filed on 05/01/2006

RECEIVED

NOV 03 2006

MINTZ LEVIN COHN FERRIS  
 GLOVSKY AND PEPEO  
 ONE FINANCIAL CENTER  
 BOSTON, MA 02111

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

12/31/06	<input type="checkbox"/> Annulities
	<input type="checkbox"/> ELITE
	<input type="checkbox"/> No Docketing Req.
5/31/07	<input type="checkbox"/> Previously Entered
FINAL	<input type="checkbox"/> Docker Cross Off
	<input checked="" type="checkbox"/> Docker Entry
	<input checked="" type="checkbox"/> Data Entry
Done by	

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/577,903	PCT/US04/36146	26505-502 NATL